

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
In re :

LEHMAN BROTHERS HOLDINGS, INC. *et al.*,  
Debtors. :

Chapter 11 Case No.

Case No. 08-13555 (JMP)

(Jointly Administered)

-----X  
Ref. Docket No. 2125

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NEW YORK )

HERB BAER, being duly sworn, deposes and says:

1. I am employed by Epiq Bankruptcy Solutions, LLC, located at 757 Third Avenue, New York, New York 10017. I am over the age of eighteen years and am not a party to the above-captioned action.

2. On December 9, 2008, I served the "NOTICE OF WITHDRAWAL OF MOTION OF LEHMAN BROTHERS HOLDINGS INC. FOR AN ORDER PURSUANT TO RULE 9019 OF THE FEDERAL RULES OF BANKRUPTCY PROCEDURE AUTHORIZING LEHMAN BROTHERS HOLDINGS INC. TO COMPROMISE ITS CLAIMS AGAINST WLB MARK MEZZANINE LLC, DOUGLAS WILSON, WLB MARK HOLDING LLC, DOUGLAS WILSON DEVELOPMENT, LLC, AND DW MARK INVESTORS, LLC", dated December 9, 2008 [Docket No. 2125] by causing true and correct copies to be:

- a) delivered by email to those parties listed on the attached Exhibit "A",
- b) delivered by facsimile to those parties listed on the attached Exhibit "B", and
- c) enclosed securely in separate postage-prepaid envelopes and delivered by overnight mail to those parties listed on the attached Exhibit "C".

3. All envelopes utilized in the service of the foregoing contained the following legend: "LEGAL DOCUMENTS ENCLOSED. PLEASE DIRECT TO ATTENTION OF ADDRESSEE, PRESIDENT OR LEGAL DEPARTMENT."

Sworn to before me this  
17<sup>th</sup> day of December, 2008

/s/ Elli Petris

Notary Public, State of New York

No. 01PE6175879

Qualified in Nassau County

Commission Expires October 22, 2011

/s/ Herb Baer

Herb Baer

## **Exhibit “A”**

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## **Exhibit “C”**

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